

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
Charlottesville Division

**DAMIAN STINNIE,
DEMETRICE MOORE,
ROBERT TAYLOR, and
NEIL RUSSO**

Plaintiffs,

v.

Civil Action No. 3:16-cv-44

**RICHARD D. HOLCOMB,
In his official capacity as the Commissioner
of the VIRGINIA DEPARTMENT OF MOTOR VEHICLES,**

Defendant.

MOTION TO DISMISS

COMES NOW Defendant Richard D. Holcomb, Commissioner of the Virginia Department of Motor Vehicles, by counsel, and, pursuant to Rule 12 of the *Federal Rules of Civil Procedure*, respectfully moves this Honorable Court to dismiss the claims against him, for the reasons set forth in the Memorandum accompanying this Motion.

Respectfully submitted,

RICHARD D. HOLCOMB

By: _____ /s/
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CERTIFICATE OF SERVICE

I hereby certify that on the 3rd day of October 2016, I electronically filed the foregoing Motion to Dismiss with the Clerk of the Court using the CM/ECF system, which will send a notification of such filing (NEF) to the following CM/ECF participants:

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And I hereby certify that I have mailed by United States Postal Service the document to the following non-CM/ECF participant: N/A

/s/
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